

**UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF VERMONT**

**MID VERMONT CHRISTIAN SCHOOL**,  
on behalf of itself and its students and its  
students' parents; **A.G.** and **M.G.**, by and  
through their parents and natural guardians,  
Chris and Bethany Goodwin;  
**CHRISTOPHER GOODWIN**, individually;  
**BETHANY GOODWIN**, individually; **T.S.**  
and **K. S.**, by and through their parents and  
natural guardians, Nathaniel and Dawna  
Slarve; **NATHANIEL SLARVE**, individually;  
and **DAWNA SLARVE**, individually,

Plaintiffs,

v.

**ZOIE SAUNDERS**, in her official capacity  
as Secretary of the Vermont Agency of  
Education; **JENNIFER DECK**  
**SAMUELSON**, in her official capacity as  
Chair of the Vermont State Board of  
Education; **CHRISTINE BOURNE**, in her  
official capacity as Windsor Southeast  
Supervisory Union Superintendent;  
**HARTLAND SCHOOL BOARD**;  
**RANDALL GAWEL**, in his official  
capacity as Orange East Supervisory Union  
Superintendent; **WAITS RIVER VALLEY**  
**(UNIFIED #36 ELEMENTARY)**  
**SCHOOL BOARD**; and **JAY NICHOLS**,  
in his official capacity as the Executive  
Director of The Vermont Principals'  
Association,

Defendants.

Case No. 2:23-cv-00652-gwc

**PLAINTIFFS' RULE 41(a) NOTICE OF  
DISMISSAL OF PLAINTIFFS T.S., K.S.,  
NATHANIEL SLARVE, AND DAWNA  
SLARVE**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiffs give notice that Plaintiffs T.S., K.S., Nathaniel Slarve, and Dawna Slarve (collectively, “the Slarves”) are hereby dismissed as parties to this case.

The Slarves are being dismissed as plaintiffs for the reasons explained in the attached Supplemental Declaration of Dawna Slarve. In short, T.S. and K.S. are enrolling at a different school for the 2024-2025 school year for several reasons, including uncertainty about the Town Tuitioning Program and inability to play sports, such as football, because Mid Vermont Christian has been removed from the VPA. The remaining plaintiffs—Mid Vermont Christian School, A.G., M.G., Christopher Goodwin, and Bethany Goodwin—are *not* dismissing any claims in this case and will continue to prosecute their claims moving forward. *See Jenkins v. Miller*, No. 2:12-CV-184, 2023 WL 3000637, at \*2 (D. Vt. Apr. 19, 2023) (“Rule 41 allows a plaintiff to dismiss individual parties without dismissing the entire case”).

Accordingly, the Slarves are dismissed as plaintiffs in this case.

Dated: June 21, 2024

Respectfully submitted,

s/ Ryan J. Tucker

Ryan J. Tucker\*

AZ Bar No. 034382

David Cortman

AZ Bar No. 29490

Katherine Anderson\*

AZ Bar No. 033104

ALLIANCE DEFENDING FREEDOM

15100 N. 90th Street Scottsdale, AZ 85260

(480) 444-0020

rtucker@adflegal.org

dcortman@adflegal.org

kanderson@adflegal.org

Jacob Reed\*  
VA Bar No. 97181  
ALLIANCE DEFENDING FREEDOM  
44180 Riverside Parkway  
Lansdowne, VA 20176  
Telephone: (571) 707-4655  
jreed@ADFlegal.org

s/ Michael J. Tierney  
Michael J. Tierney  
VT Bar No. 5275  
Gretchen M. Wade  
NH Bar No. 273726  
WADLEIGH, STARR & PETERS, P.L.L.C.  
95 Market Street  
Manchester, NH 03101  
Telephone: (603) 669-4140  
Fax: (603) 669-6018  
mtierney@wadleighlaw.com  
gwade@wadleighlaw.com

*Attorneys for Plaintiffs*  
*\*Admitted pro hac vice*

**CERTIFICATE OF SERVICE**

I hereby certify that on June 21, 2024, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will serve all counsel of record.

*s/ Ryan J. Tucker*  
Ryan J. Tucker  
*Attorney for Plaintiffs*